

Patent No. 6,311,338  
Paper dated: September 13, 2012  
Attorney Docket No. 2934-120356

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/245,894 Confirmation No. 5533  
Patent No. : 6,311,338 Issued: November 6, 2001  
Applicants : ADRIEN GALET et al.  
Filed : February 8, 1999  
Title : ARRANGEMENT FOR MAINTAINING  
A PROTECTIVE HELMET  
Group Art Unit : 3765  
Examiner : Michael A. Neas  
Customer No. : 28289

Facsimile No. 571-273-6500  
Mail Stop M. Correspondence  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**CHANGE IN ENTITY STATUS UNDER 37 C.F.R. § 1.28(c)**

Sir:

The owner of the above-identified application believes that it inadvertently maintained small entity status of United States Application No. 09/245,894 filed on February 8, 1999, now United States Patent No. 6,311,338. Small entity status was properly established at the time the application was filed. However, on April 30, 2002, the entity status changed. Small entity status was maintained in the application due to an error that occurred without deceptive intent. Therefore, the owner is herewith paying the deficiency for all fees paid from April 30, 2002 in the application to the present.

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The owner requests excuse of this error by payment of the deficiencies in fees during prosecution of the application and payment of any maintenance fees on the patent. The following is a calculation of the total deficiency owed, itemized by date paid, type of fee, and deficiency owed.

DATE	AMOUNT PAID	FEE TYPE	CURRENT DUE	DIFFERENCE
May 3, 2005	450.00	Maintenance Fee (4 <sup>th</sup> Year)	1,130.00	680.00
April 8, 2009	1,240.00	Maintenance Fee (8 <sup>th</sup> Year)	2,850.00	1,610.00
			<b>TOTAL DUE</b>	<b>2,290.00</b>

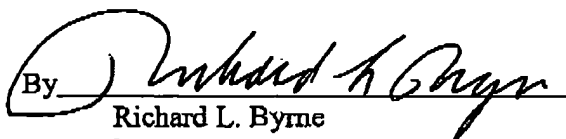
The Commissioner is hereby authorized to charge the deficient fees and any additional fees which may be required to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650.

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Respectfully submitted,

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THE WEBB LAW FIRM

By 

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**AUTHORIZATION TO ACT IN A REPRESENTATIVE CAPACITY**

In re Application of: Adrien Galet et al.

Application No. 09/245,894

Filed: February 8, 1999

Title: Arrangement for Maintaining a Protective Helmet

Attorney Docket No.  
2934-120356

Art Unit: 3765

The practitioner named below is authorized to conduct interviews and has the authority to bind the principal concerned. (Note: pursuant to 37 CFR 10.57(c), a practitioner cannot authorize other registered practitioners to conduct interviews without consent of the client after full disclosure.) Furthermore, the practitioner is authorized to file correspondence in the above-identified application pursuant to 37 CFR 1.34:

Name	Registration Number
Richard L. Byrne	28,498
Nathan J. Prepelka	43,016

This is not a Power of Attorney to the above-named practitioner. Accordingly, the practitioner named above does not have authority to sign a request to change the correspondence address, a request for an express abandonment, a disclaimer, a power of attorney, or other document requiring the signature of the applicant, assignee of the entire interest or an attorney of record. If appropriate, a separate Power of Attorney to the above-named practitioner should be executed and filed in the United States Patent and Trademark Office.

**SIGNATURE of Practitioner of Record**

Signature	<i>James G. Uber</i>	Date	8/30/12
Name	James G. Uber	Registration No., if applicable	30,600
Telephone	412.967.3215		

This collection of information is required by 1.31, 1.32 and 1.34. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

### Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.